

Message Text

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ACTION IO-14

INFO OCT-01 AF-10 EUR-12 ISO-00 CIAE-00 DODE-00 PM-04

H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 ACDA-07 DHA-02 AID-05 IGA-02

OMB-01 TRSE-00 /099 W

-----100431Z 006076 /13

R 091745Z JUN 77

FM AMCONSUL CAPE TOWN

TO SECSTATE WASHDC 6228

INFO AMEMBASSY BONN

AMEMBASSY DAR ES SALAAM

AMEMBASSY GABORONE

AMEMBASSY LAGOS

AMEMBASSY LONDON

AMEMBASSY LUSAKA

AMEMBASSY OTTAWA

AMEMBASSY MAPUTO

AMEMBASSY PARIS

AMEMBASSY PRETORIA

USMISSION USUN NEW YORK

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E.O. 11652: N/A (DECLASSIFY AFTER JUNE 20)

TAGS: PDEV, SF, WA, US, UN

SUBJECT: NAMIBIA TALKS: ENABLING LEGISLATION

REF: CAPE TOWN 0943,

THE FOLLOWING IS THE TEXT OF THE DRAFT LEGISLATION THAT
PM VORSTER SAYS HE WILL INTRODUCE IN PARLIAMENT FRIDAY, JUNE 10:

QUOTE TO AMEND THE SOUTH-WEST AFRICA CONSTITUTION ACT, 1968,
SO AS TO EXTEND THE POWERS OF THE STATE PRESIDENT TO MAKE
LAWS FOR THE TERRITORY OF SOUTH WEST AFRICA; AND TO PROVIDE
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FOR MATTERS CONNECTED THEREWITH.

BE IT ENACTED BY THE STATE PRESIDENT, THE SENATE AND THE HOUSE
OF ASSEMBLY OF THE REPUBLIC OF SOUTH AFRICA, AS FOLLOWS:

1. SECTION 38 OF THE SOUTH-WEST AFRICA CONSTITUTION ACT, 1968,
IS HEREBY AMENDED -

 A. BY THE SUBSTITUTION FOR SUBSECTION (1) OF THE FOLLOWING
 SUBSECTION:

"(1) THE STATE PRESIDENT MAY BY PROCLAMATION IN THE GAZETTA
MAKE LAWS FOR THE TERRITORY IN RELATION TO ANY MATTER AND MAY
IN ANY SUCH LAW -
 (A) REPEAL OR AMEND ANY RULE OF LAW, INCLUDING THIS ACT
AND ANY OTHER ACT OF PARLIAMENT IN SO FAR AS IT RELATES TO
OR APPLIES IN THE TERRITORY OR IS CONNECTED WITH THE ADMINISTRATION
THEREOF OR THE ADMINISTRATION OF ANY MATTER BY ANY AUTHORITY
THEREIN; AND
 (B) REPEAL OR AMEND ANY ACT OF PARLIAMENT, AND MAKE DIFFERENT
PROVISION, TO REGULATE ANY MATTER WHICH, IN HIS OPINION,
REQUIRES TO BE REGULATED IN CONSEQUENCE OF THE REPEAL OR
AMENDMENT OF ANY ACT IN TERMS OF PARAGRAPH (A)."

B. BY THE SUBSTITUTION FOR SUBSECTION (2) OF THE FOLLOWING
SUBSECTION:

"(2) IF ANY AUTHORITY IS BY ANY LAW MADE IN TERMS OF SUBSECTION
(1) EMPOWERED TO MAKE LAWS, A LAW MADE BY ANY SUCH AUTHORITY
BY VIRTUE OF THAT POWER, SHALL NOT BE OF FORCE AND EFFECT
UNTIL IT HAS BEEN APPROVED BY THE STATE PRESIDENT."; AND

C. BY THE DELETION OF SUBSECTIONS (6) AND (7).

2. THIS ACT SHALL ALSO APPLY IN RESPECT OF THE EASTERN
CAPRIVI ZIPFELWM

3. THIS ACT SHALL BE CALLED THE SOUTH WEST AFRICA CONSTITUTION
AMENDMENT ACT, 1977. UNQUOTE.BOWDLER

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, LEGISLATION, CONSTITUTION, AMENDMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 09-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977CAPET00944
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770207-0144
Format: TEL
From: CAPE TOWN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770675/aaaacnjj.tel
Line Count: 88
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 83371782-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 CAPE TOWN 943
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2218671
Secure: OPEN
Status: NATIVE
Subject: NAMIBIA TALKS: ENABLING LEGISLATION
TAGS: PDEV, PGOV, SF, WA, US, UN
To: STATE
Type: TE
vdkgvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/83371782-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009